

ttorney Docket No. RADO-001/02US

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 2004.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Mark D. BEDNARSKI et al.

Serial No .:

10/681,855

Examiner:

Not yet assigned

Confirmation No.: 7135

Art Unit:

1614

Filed:

October 7, 2003

For:

X-NITRO COMPOUNDS, **PHARMACEUTICAL**

COMPOSITIONS

THEREOF AND USES THEREOF

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- [X] In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required. []In accordance with 37 C.F.R. §1.97(c), also enclosed is:
 - the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
 - П a statement as specified in 37 C.F.R. §1.97(e).
- In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- No fee is believed to be required [X]
- [X]A return receipt postcard is also enclosed.

Moran)

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: Our 9, 2009

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Respectfully submitted, COOLEY GODWARD LLP

By:

Tom M. Moran Reg. No. 26,314

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 10, 2004.

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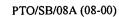
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT **UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. ___ to which the above-identified application claims priority under 35 U.S.C. §120.
- [X] No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98 because this application was filed after June 30, 2003.

[X]	Publication(s) <u>P11 and P12</u> listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to application serial no. <u>PCT/US03/32022</u> and mailed on <u>May 18, 2004</u> .							
[]	Enclosed is a copy of a non-English publication(s) Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).							
()	Enclosed is a copy of a non-English publication(s) English language publication (copy enclosed) claims priority from this non-English publication.							
[]		Enclosed is an explanation of non-English publication(s) for which an English translation is not available.						
[]	Enclosed is an English translation of non-English publication(s)cited in the attached Form PTO/SB/08A.							
[]	Enclos	ed is a copy of pending p	atent Appl	ication Serial No				
This Is time periods:	This Information Disclosure Statement is filed within any one of the following time periods:							
	[]	within three months from other than a CPA under	-	g date of this national application § 1.53(d);				
	[] within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;							
	[X]	before the mailing date of	of a first of	fice action on the merits; or				
	[] before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.							
It is re	It is respectfully requested that the Examiner consider the above-noted							
information as	nd retur	n an initialed copy of the	attached F	form PTO/SB/08A to the				
undersigned.				•				
Cooley Godw ATTN: Patent Five Palo Alto	ard LLF t Group o Square	;	By:	Respectfully submitted, COOLEY GODWARD LLP				
3000 El Cami Palo Alto, CA Tel: (650) 843	94306			Tom M. Moran Reg. No. 26,314				

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PATENT & TRA	DEMARK		

Sul	bstitute for form	1449A/	РТО	Complete if Known		
				Application Number	10/681,855	
INFORMATION DISCLOSURE				Filing Date	October 7, 2003	
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Mark D. BEDNARSKI	
(use as many sheets as necessary)				Group Art Unit	1614	
		Examiner Name	not yet assigned			
Sheet	1	of	1	Attorney Docket Number	ŖADO-001/02US	

			U.S. PAT	TENT DOCUMENTS		
	Cite No.	U.S. Patent Doo	cument	Name of Patentee or Applicant of Cited Document	Date of Publication of	
Examiner Initials*		Number	(if known)		Cited Document MM- DD-YYYY	
	P11	5,693,794		Nielsen	12-2-1997	
	P12	6,133,320		Yallmpalli et al.	10-17-2000	

Cite	Foreign Patent Document					
No.'	Office Code known)	Number	Kind (if	Name of Patentee or Applicant of Cited Document Cited	Date of Publication of Cited Document MM-DD-YYYY	Т
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Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.